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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/613,580	07/02/2003	David Henry Gurr	129159	5508
Patrick W. Rase	7590 12/27/2007		EXAM	INER
Armstrong Teasdale LLP			KISH, JAMES M	
Suite 2600 One Metropolit	an Square		ART UNIT	PAPER NUMBER
St. Louis, MO 63102		3737		
			MAIL DATE	DELIVERY MODE
			12/27/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action Before the Filing of an Appeal Brief Examiner James Kish -The MAILING DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 03 December 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. 1. ☑ The roppl was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandomment of this application, applicant must timely file one of the following replies: (1) an amendment, affaidavit, or other evidence, which piaces the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 11.31: (1) a Request for Continued Examination (RECE) in compliance with 37 CFR 11.17. The reply must be filed with 37 CFR 11.31: (1) a Request for Continued Examination (RECE) in compliance with 37 CFR 11.31: (1) a Request for Continued Examination (RECE) in compliance with 37 CFR 11.31: The reply must be time with 37 CFR 11.31: (1) a Request for No. 10 Paper to No. 10 Paper (1) Paper (i e		·			
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b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action. or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS form the mailing date the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706 07(f). Estensions of time may be obtained under 37 CFR 1.138(a). The date on which the petition under 37 CFR 1.138(a) and the appropriate extension fee brave been filed is the date for purposes of determining the period of extension and the corresponding amount of the En. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action: or (2) as set forth in (b) above, if checked: Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL. 2. ☐ The Notice of Appeal was filed on	1. A The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following					
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filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS 3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: (See 37 CFR 1.116 and 41.33(a)). 4. The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. Applicant's reply has overcome the following rejection(s): Applicant's reply has overcome the following rejection(s): For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) objected to: Claim(s) withdrawn from consideration: Claim(s) withdrawn from consideration filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because applicant failed to pro	have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).					
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 REQUEST FOR RECONSIDERATION/OTHER 11. ☑ The request for reconsideration has been considered but does NOT place the application in condition for allowance because: <u>See Continuation Sheet.</u> 12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s) 	entered because the affidavit or other evidence failed to overcome <u>all</u> rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).					
See Continuation Sheet. 12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s)	REQUEST FOR RECONSIDERATION/OTHER					
	See Continuation Sheet.					
13. [] Other:	· ·	(PTO/SB/08) Paper No(s).				
	13. 📋 Otner:		Bul Cl			

Continuation of 11. does NOT place the application in condition for allowance because: The Applicant argues that the amendments to the independent claims places the application in condition for allowance. Further search and consideration is required before allowability can be determined. The Examiner notes that the cartesian coordinae system (X, Y, and Z-axes) is an arbitrary labeling of the axes. The Z-direction to one person may be the X-direction to another person.